


**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Patent Application of:	Confirmation No.: 5464
Applicant: David John Haydon	Group Art Unit: 1652
Serial No.: 10/537,756	Examiner: Iqbal Hossain Chowdhury
Filed: October 25, 2005	<u>Certificate of Electronic Filing</u>
Title: MSS4 AS AN ANTIFUNGAL TARGET	I hereby certify that the attached Response to Non-Final Office Action and all marked attachments are being deposited by Electronic Filing on April 23, 2010 by using the EFS – Web patent filing system and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
	By:  Linda Anders

Mail Stop Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION,  
PETITION FOR EXTENSION OF TIME AND RESPONSE TO THE FINAL OFFICE  
ACTION DATED NOVEMBER 23, 2009**

This communication is responsive to the Office Action dated November 23, 2009 in the above-referenced application. Applicant respectfully requests amendment of the patent application, and reconsideration and allowance of the pending claims. It is respectfully submitted that entry of the following Response will place the pending claims in condition for allowance.

**PETITION FOR EXTENSION OF TIME**

Applicant hereby submits a petition for an extension of time of two months for submitting a response to the Office Action dated November 23, 2009 in the above-referenced application pursuant to 37 C.F.R. § 1.136(a). A shortened statutory period of three months was set in the Office Action and expired on February 23, 2010. Thus, with a two-month extension, a response to the November 23, 2009 Office Action is timely if filed on or before April 23, 2010. In connection with this petition, the Office is authorized to charge the fee of \$490.00 to Deposit Account No. 23-

2415, Referencing Docket No. 35813-709.831. If there are any additional fees due in connection with the filing of this response, please charge these additional fees (or credit any overpayment) to Deposit Account No. 23-2415 referencing the same matter number.

**REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)**

In addition, please withdraw finality of the rejection and continue examination of the above-referenced Application, as amended herein below, under the provisions of 37 C.F.R. § 1.114. In connection with this request, please charge \$810.00 (as required under 37 C.F.R. § 1.17(e)) to Deposit Account No. 23-2415, Referencing Docket No. 35813-709.831.

In connection with these requests, please charge a total of \$1,300.00 to Deposit Account No. 23-2415, Referencing Docket No. 35813-709.831 to pay the applicable fees. If any additional fee is deemed payable (or overpayment creditable) in respect of this communication, please charge or credit such a fee to Deposit Account No. 23-2415.

**A Complete Listing of Claims** begin on page 2 of this paper.

**Remarks** begin on page 6 of this paper.

The **Conclusion** is on page 7.